

CENTEX-SIMPSON
CONSTRUCTION CO., INC.

CONTRACT NO. V101C-1623

VABCA-6913-6916

VA MEDICAL CENTER
SALEM, VIRGINIA

Herman H. Braude Esq., Michael A. Lewis, Esq., Braude & Marguiles, P.C.,
Washington, D.C., for the Appellant.

Kenneth B. Mackenzie, Esq., Trial Attorney, *Charlma J. Quarles, Esq.*, Deputy
Assistant General Counsel; and *Phillipa L. Anderson, Esq.*, Assistant General
Counsel, Washington, D.C., for the Department of Veterans Affairs.

ORDER ENTERING JUDGMENT

1. On May 12, 2004, the Respondent, Department of Veterans Affairs and the Appellant, Centex-Simpson Construction Co., Inc., in the above-referenced appeals filed a JOINT MOTION FOR JUDGMENT ON STIPULATED SETTLEMENT. The MOTION encloses a STIPULATION OF SETTLEMENT, executed on May 11, 2004, entered into by the parties concerning the appeals in VABCA-6913-6916.
2. The parties recite that they have amicably resolved the disputes that are the subject of these appeals and have entered into a STIPULATION OF SETTLEMENT in the above-referenced appeals and jointly move that the Board enter judgment for Appellant in the amount of \$200,000, which includes interest. Additionally, the Appellant waives any right it may have to make any further claims arising out of or related to the above referenced Contract, including attorney fees and expenses under the *Equal Access to Justice Act*.
3. Inasmuch as the parties have stipulated the equitable adjustment due Appellant, Centex-Simpson Construction Co., Inc., in the appeals in VABCA-6913-6916, their JOINT MOTION FOR JUDGMENT ON STIPULATED SETTLEMENT is **GRANTED**. Appellant is found entitled to \$200,000 pursuant to the terms and conditions of the STIPULATION OF SETTLEMENT entered into by the parties.

IT IS SO ORDERED

DATE: **May 17, 2004**

PATRICIA J. SHERIDAN
Administrative Judge